

Exhibit 2

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

DOLORES LOZANO,
Plaintiff,

v.

BAYLOR UNIVERSITY, ART BRILES, and
IAN MCCAWE,
Defendants.

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Civil Action No. 6:16-CV-00403-RP

DEFENDANT BAYLOR UNIVERSITY'S STATEMENT OF DEFENSES

BAYLOR UNIVERSITY'S STATEMENT OF DEFENSES

Dolores Lozano alleges that, several weeks before graduation in 2014, she argued with her former boyfriend, Devin Chafin, and he allegedly physically assaulted her. When she reported being assaulted, Baylor employees responded with care, compassion, and resources, providing health care, counseling, and academic and spiritual support. They encouraged her to file criminal charges with the police and a complaint with Baylor's Office of Student Conduct Administration. She chose not to pursue charges or a no-contact order that would have required Chafin to stay away from her. Baylor respected her desire for time to think about her options and to consult with her mother who is a police officer. Thereafter, Ms. Lozano resumed her relationship with Chafin, and he allegedly assaulted her in his apartment. Ms. Lozano graduated two weeks later and is now successfully employed as a justice of the peace in Houston. Baylor did not subject Ms. Lozano to discrimination on the basis of sex or create a heightened risk that she would be assaulted. Baylor was not negligent or deliberately indifferent at any time, and its conduct in no way caused any assault, if you conclude that any assaults occurred. While Baylor has acknowledged past mistakes arising out of its football program, this is not one of those cases.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing pleading was served upon opposing counsel on September 15, 2023, via the Court's ECF/CMF electronic filing and service system as follows:

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